

FILED

NOV 2 6 2003

CLERK
United States Bankruptcy Court
San Jose, California

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

In re:

ORIOL, INC.,

Debtor.

Case No.: 03-56308

Chapter 7

Assigned to Judge Arthur S. Weissbrodt

~~PROPOSED~~ ORDER FOR RELIEF
AGAINST DEBTOR ORIOL, INC. UNDER
BANKRUPTCY CODE CHAPTER 7

ORIGINAL

1
ORDER FOR RELIEF

A. Whereas on September 30, 2003, unsecured creditors Ron Kehl, Scott Specialty Gases, Inc. and KoMiCo Ltd. filed an Involuntary Petition for relief against alleged debtor Oriol, Inc. UNDER chapter 7 of the United States Bankruptcy Code,

C. Whereas on October 15, 2003, alleged debtor Oriol filed an "Answer to Involuntary Petition Under Chapter 7," stating that "Debtor does not oppose the immediate entry of an order for relief under Chapter 7 of the Bankruptcy Code."

And due and proper service of the Motion having been made; and no opposition to the Motion having been presented to the Court,

1. The Petitioning Creditors' Motion is granted;
2. Relief is ordered as against Debtor Oriol, Inc. under Chapter 7 of the

3. Debtor Oriol, Inc. is ordered to comply with the requirements of Rule 1007 of the Federal Rules of Bankruptcy Procedure;

4. Debtor Oriol, Inc. is ordered to comply with Local Rule 4002-1 ("Designation of Responsible Individual For Corporation or Partnership Debtor") within 15 days from the date of entry of this Order;

///

///

///

///

1 5. Any objection by the Debtor to redirection of mail pursuant to Local Rule
2 2001-1 shall be filed and served within 15 days form the date of entry of this Order;

3 6. The books and records of the debtor shall be closed on the earlier of the
4 date of entry of this order or appointment of an interim trustee;

5 IT IS SO ORDERED ADJUDGED AND DECREED.

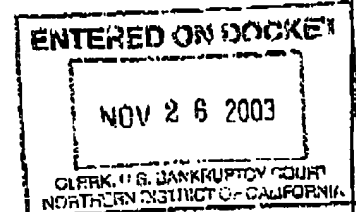
6 Dated: 11/20/03

7 By: Arthur S. Weissbrodt
8 HONORABLE ARTHUR S. WEISSBRODT
9 UNITED STATES BANKRUPTCY JUDGE

10 Respectfully submitted,

11 LEE, HONG, DEGERMAN, KANG & SCHMADEKA
12 A Professional Corporation

13 By: Mark S. Faulkner
14 Mark S. Faulkner
15 Attorneys for Petitioning and Unsecured Creditors
16 KoMiCo, Ltd. and Scott Specialty Gases, Inc.



SERVICE LIST

ORIOI, INC. c/o G. Burt Lancaster 3390 Viso Court Santa Clara, CA 95054-2625	Debtor
Charles Green, Esq Law Offices of Charles B. Greene 84 W Santa Clara St. #770 San Jose, CA 95113	Attorney for Debtor
G. Burt Lancaster, AGENT 22264 Carta Blanca St. Cupertino, CA 95014	Registered Agent for Debtor
Brian D. Liddicoat, Esq. 140 Seascape Ridge Drive Aptos, CA 95003	Attorney for Nello E.P. and Pamela Santacroce
Edwina Dowell Assistant U.S. Trustee Office of the United States Trustee 280 S. First St., Room 268 San Jose, CA 95113-0002	Office of the U.S. Trustee
John S. Wesolowski, Esq. Office of the United States Trustee 280 S. First St., Room 268 San Jose, CA 95113-0002	Office of the U.S. Trustee
Henry Sewell, Esq. McKenna Long & Aldridge 303 Peachtree Street, Suite 5300 Atlanta, GA 30308	Attorneys for GMAC
Ron Kehl Engineering 384 Umbarger Road, Unit c San Jose, CA 95111	Petitioning Creditor
Scott Specialty Gases, Inc. Attention: Lisa Fisher 6141 Easton Road Plumstead, PA 18949	Petitioning Creditor
KoMiCo, Ltd. 79 Bunji, Shinmosan Dong Ansung City, Jyung-Ki Do KOREA 456-390	Petitioning Creditor
Mark S. Faulkner, Esq. Lee, Hong, Degerman, Kang & Schmadeka 801 South Figueroa Street, 14th Floor Los Angeles, CA 90017	Attorney for Petitioning Creditors KoMiCo, Ltd. and Scott Specialty Gases, Inc.

F:\DOCLIT\KoMiCo\svc list notice of entry.doc

RI



DEET

101868564

10-1-01

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

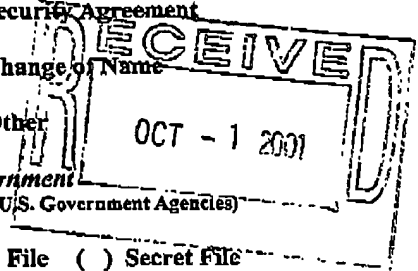
- (X) New
- () Resubmission (Non-Recordation)
Document ID#
- () Correction of PTO Error
Reel # Frame #
- () Corrective Document
Reel # Frame #

Conveyance Type

- (X) Assignment () Security Agreement
- () License () Change of Name
- () Merger () Other

U.S. Government
(For Use ONLY by U.S. Government Agencies)

() Departmental File () Secret File



Conveying Party(ies)

() Mark if additional names of conveying parties attached

Name (line 1) In Kwon Jeong

Execution Date
Month Day Year
08 15 -2001

Name (line 2)

Second Party
Name (line 1)

Execution Date
Month Date Year

Name (line 2)

Receiving Party

() Mark if additional names of receiving parties attached

Name (line 1) Oriol Inc.

Name (line 2)

Address (line 1) 3390 Viso Court

Address (line 2)

Address (line 3)

Santa Clara,
city

California/US
State/Country

95054
Zip Code

() If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

FOR OFFICE USE ONLY

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

10/09/2001 TDIAZ1 00000007 09839508

01 FC:581

40.00 BP

FORM PTO-3619B

Expires 06/30/99

OMB 0651-0027

Page 2

U.S. Department of Commerce
Patent and Trademark Office
PATENT

Correspondent Name and Address

Area Code and Telephone Number 925-249-1300

Name Thomas H. Ham

Address (line 1) Wilson & Ham

Address (line 2) PMB: 348

Address (line 3) 2530 Berryessa Road

Address (line 4) San Jose, California 95132

Pages Enter the total number of pages of the attached conveyance document
including any attachments.

1

Application Number(s) or Patent Number(s)

() Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).
Patent Application Number(s)

09/839,508

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was
signed by the first named executing inventor.

Month Day Year

Attorney Docket No. ORL-003

Patent Cooperation Treat (PCT)

Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40.00

Method of Payment:
Deposit Account

Enclosed (X)

Deposit Account ()

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes ()

No ()

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any
attached copy is a true copy of the original document. Charges to deposit account are authorized, as
indicated herein.

Thomas H. Ham

Name of Person Signing

Thomas H. Ham
Signature

9/28/2001
Date

Attorney Docket No. ORL-003

ASSIGNMENT OF PATENT APPLICATION

FOR GOOD AND VALUABLE CONSIDERATION,

I, the undersigned hereby agrees to assign for good and valuable consideration, receipt of which is hereby expressly acknowledged, and do hereby sell, assign and transfer unto

Oriel Inc.

a corporation organized under the laws of the state of California as Assignee, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries in and to certain inventions relating to

APPARATUS AND METHOD FOR SEQUENTIALLY POLISHING AND LOADING/UNLOADING SEMICONDUCTOR WAFERS

described in an application for Letters Patent of the United States, identified as Attorney Docket No. ORL-003, at Wilson & Ham, PMB: 348, 2530 Berryessa Road, San Jose, California 95132 and filed on April 20, 2001, as Application Serial No. 09/839,508, and the invention(s) and improvement(s) set forth therein, and any and all continuations, continuations-in-part, divisionals, and renewals of and substitutes for said application for said Letters Patent, and all the rights and privileges under any and all Letters Patent that may be granted therefor in any country, and any reissues, or reexaminations, or extensions of said Letters Patent. I request that any and all Letters Patent for said inventions be issued to said Assignee, its successors, assigns and legal representatives, or to such nominees as it may designate.

I agree that, when requested, I will, without charge to said Assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in said Assignee, its successors, assigns and legal representatives or nominees.

I authorize and empower the said Assignee, its successors, assigns and legal representatives or nominees, to invoke and claim for any application for patent or other form of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from me.

I hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file or like document which may be required in any country for any purpose and more particularly in proof of the right of the said Assignee or nominee to claim the aforesaid benefit of the right of priority provided by the International convention which may henceforth be substituted for it.

I hereby authorize Thomas H. Ham, attorney for Assignee, to insert the filing date and Serial number into the first paragraph of this assignment, after the application for Letters Patent has been filed, and the U.S. Patent Office has assigned such application a Serial Number.

I covenant with said Assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that I have full right to convey the same as herein expressed.

IN WITNESS WHEREOF, I have hereunto signed my name on the day and year set forth below.

In Kwon Jeong
Inventor's Signature

08/15/2001
DATE

In Kwon Jeong
Inventor's Printed Name

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) SS

On this 15th day of August, 2001, before me personally came the above named In Kwon Jeong who is personally known by me or proved to me on the basis of satisfactory evidence to be the same individual who executed the foregoing assignment, and who acknowledged to me that he/she executed the same of his/her own free will for the use and purposes therein set forth.



NOTARY PUBLIC Mark A. Wilson
My Commission Expires: MAY 20, 2003

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☒ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER: _____**

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.